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IN REPLY REFER TO:

CC 92-77

September 16, 1994

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

The Honorable Jan Meyers  
U.S. House of Representatives  
2338 Rayburn House Office Building  
Washington, D.C. 20515

Dear Congresswoman Meyers:

Thank you for your letter on behalf of Michael B. McDonald, Detention Administrator, Office of the Sheriff, Wyandotte County, regarding the Commission's Billed Party Preference (BPP) proceeding. On May 19, 1994, the Commission adopted a Further Notice of Proposed Rulemaking in this proceeding. I have enclosed a copy of the Further Notice and press release accompanying it for your information.

The Further Notice sets forth a detailed cost/benefit analysis of BPP. This analysis indicates, based on the available data, that the benefits of BPP to consumers would exceed its costs. The Further Notice seeks comment on this analysis and asks interested parties to supplement the record concerning the costs and benefits of BPP. The Further Notice also invites parties to recommend alternatives to BPP that could produce many of the same benefits at a lower cost.

The Further Notice also explicitly seeks comment on whether correctional facility telephones should be exempt if BPP is adopted. Specifically, the Further Notice seeks additional information on the effectiveness and costs of controlling fraud originating on inmate lines with or without BPP. The Further Notice also seeks comment on a proposal to exempt prison telephones from BPP if the operator service provider adheres to rate ceilings for inmate calling services.

BPP would not preclude prison officials from blocking or limiting inmate calls to specific telephone numbers in order to prevent threatening and harassing calls. Moreover, BPP would not affect the ability of prison officials to limit inmates to collect calling or to program telephone equipment at the prison site to block certain numbers.

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The Honorable Jan Meyers  
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Thank you for your interest in this proceeding. I can assure you that the Commission will carefully examine all of the comments submitted in response to the Further Notice, including additional empirical data regarding the costs and benefits of implementing BPP and the impact of BPP on telephone service from correctional facilities.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'Kathleen M.H. Wallman', with a stylized flourish at the end.

Kathleen M.H. Wallman  
Chief  
Common Carrier Bureau

Enclosures

JAN MEYERS  
3D DISTRICT, KANSAS

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RANKING REPUBLICAN

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CHAIRMAN  
ENVIRONMENTAL AND ENERGY STUDY CONFERENCE

AT-LARGE MEMBER  
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**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-1603**

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92-77  
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August 29, 1994

Ms. Lauren J. Belzin  
Acting Director, Office of Legislative Affairs  
Federal Communications Commission  
Room 808  
1919 M Street, N.W.  
Washington, D.C. 20554

RE: CC Docket No. 92-77

Dear Ms. Belzin:

On behalf of the Wyandotte County, Kansas, Sheriff's office, I am forwarding Mr. Michael B. McDonald's comments on the Federal Communication Commission's (FCC) above-referenced docket. As the Detention Administrator for the Wyandotte County Jail, Mr. McDonald makes an important revelation that the proposed regulation will permit county inmates to conduct telephone fraud from jail.

It is my hope that Mr. McDonald's concerns will be communicated to the appropriate FCC officials.

Thank you for your attention to this request. I look forward to hearing from you.

Sincerely,



Jan Meyers  
Member of Congress

Enclosure

JM:ky



**OFFICE of the SHERIFF**  
WYANDOTTE COUNTY  
710 NORTH 7TH STREET  
KANSAS CITY, KANSAS 66101  
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**BILL E. DILLON**  
SHERIFF

**MICHAEL B. McDONALD**  
DETENTION ADMINISTRATOR

SENATOR ROBERT DOLE  
UNITED STATES SENATE  
WASHINGTON, D.C. 20515

*[Handwritten signature]*  
July 25, 1994 *KY*

Dear Senator Dole,

It has come to my attention that the FCC has proposed certain regulations that will be detrimental to all County Jails and State prisons. I am referring to "Billed Party Preference For 0+ InterLata Calls" cc Docket 92-77. If this is adopted jails will lose their ability to control inmate fraud by phone, harassment of victims and witnesses by inmates, ability to "block" inmates from calling certain numbers and several other capabilities. In addition this proposed regulation will close off a source of income that my County relies upon to help fund our jail.

I am asking you to assist all Kansas Jails by working to keep this ill advised regulation from coming to pass. This will pass yet another unfunded mandate upon State and local government and will make the jobs of those charged with holding inmates that much more difficult.

Yours truly,

*Michael B McDonald*  
Michael B. McDonald  
Detention Administrator

cc Vice-President Al Gore  
Senator Nancy L. Kassebaum  
Congresswoman Jan Meyers  
Sheriff Bill E. Dillon  
R. Wayne Lampson

FCC